

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
JACKSON DIVISION**

**JAMES M. HARRIS, #67709**

**PETITIONER**

**VS.**

**CIVIL ACTION NO.: 3:05CV574WHB-LRA**

**MARGARET BINGHAM, Superintendent of CMCF;  
and JIM HOOD, ATTORNEY GENERAL**

**RESPONDENTS**

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**ORDER**

This cause came to be heard upon the Report and Recommendation of United States Magistrate Judge, after referral of hearing by this Court, and the Court, having fully reviewed the Report and Recommendation of the United States Magistrate Judge entered in this cause on or about December 6, 2006, and being duly advised in the premises, finds that said Report and Recommendation should be adopted as the opinion of this Court.

IT IS, THEREFORE, ORDERED that the Report and Recommendation of United States Magistrate Judge James C. Sumner, entered on or about December 6, 2006, be, and the same is hereby, adopted as the finding of this Court, and the Petition for Writ of Habeas Corpus filed by James M. Harris is dismissed with prejudice.

A separate judgment will be entered dismissing this cause of action with prejudice.

SO ORDERED this the 26th day of January, 2007.

s/William H. Barbour, Jr.

UNITED STATES DISTRICT JUDGE